



## PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

**Agency:** Washington Department of Fish and Wildlife

**Subject of possible rule making:** Recreational clam and oyster fishing season rules (WACs 220-56-350 and -380).

**Statutes authorizing the agency to adopt rules on this subject:** RCW 77.12.047

**Reasons why rules on this subject may be needed and what they might accomplish:** The department must annually amend recreational clam and oyster season rules on some public tidelands in response to shellfish population changes, shifts in recreational effort, conservation issues, and negotiations with treaty tribes and other state agencies. Such amendments are designed to perpetuate shellfish resources while maximizing recreational fishing opportunity.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**  
The Washington Department of Health (DOH). WDFW works closely w/ DOH to close beaches to recreational clam and oyster harvest if there is a risk to public health.

**Process for developing new rule (check all that apply):**

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☒ Agency study
- ☐ Other (describe)

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Contact Lori Preuss, WDFW Enforcement, 600 Capitol Way North, Olympia, WA 98501-1091.

Phone (360) 902-2930; fax (360) 902-2155; e-mail [Lori.Preuss@dfw.wa.gov](mailto:Lori.Preuss@dfw.wa.gov).

Contact by December 10, 2011. Expected proposal filing on or after December 21, 2011.

**DATE**

September 6, 2011

**NAME (TYPE OR PRINT)**

Lori Preuss

**SIGNATURE**

*Lori Preuss*

**TITLE**

Rules Coordinator

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**TIME: 10:05 AM**

**WSR 11-18-072**